

COMMON COUNCIL SPECIAL MEETING MINUTES

MONDAY, JANUARY 23, 2006 – 6:00 P.M.
COUNCIL CHAMBERS/CITY HALL/ONE CIVIC SQUARE

MEMBERS PRESENT:

Mayor James Brainard, Council President Rick Sharp, Council Members, Kevin Kirby, Brian Mayo, Joe Griffiths, Fred Glaser, Ron Carter, Mark Rattermann, Clerk-Treasurer Diana L. Cordray and Deputy Clerk-Treasurer Lois Fine.

Reverend Greg McGarvey, Carmel United Methodist Church, pronounced the Invocation.

RECOGNITION OF CITY EMPLOYEES AND OUTSTANDING CITIZENS:

There were none.

APPROVAL OF MINUTES:

Councilor Glaser made a motion to approve the Minutes of the January 9, 2006 Special Meeting. Councilor Griffiths seconded. Council President Sharp called for the question. The Minutes were approved 7-0.

RECOGNITION OF PERSONS WHO WISH TO ADDRESS THE COUNCIL:

There were none.

COUNCIL, MAYORAL AND CLERK-TREASURER COMMENTS/OBSERVATIONS:

There were none.

ACTION ON MAYORAL VETOES:

There were none.

CLAIMS:

Councilor Mayo made a motion to approve the claims in the amount of \$2,686,680.87. Councilor Griffiths seconded. Council President Sharp called for the question. Claims were approved 7-0.

COMMITTEE REPORTS:

Councilor Rattermann reported that the Finance, Administration and Rules Committee met this evening and discussed Ordinance D-1789-05 and Ordinance D-1792-06. Councilor Rattermann announced he would give his report when the items come up on the agenda. The next meeting will be on Monday, February 20, 2006 at 5:00 p.m.

Councilor Glaser reported that the Land Use, Annexation and Economic Development Committee met on Thursday, January 12, 2006 at 5:30 p.m. and discussed Ordinance Z-485-05. Amendments were discussed and the ordinance was sent to the full council with a favorable recommendation. Councilor Rattermann will discuss this item when it comes up on the agenda. The committee requested the Department of Community Services to review the parking requirements. Adrienne Keeling, Department of Community Services, presented a draft of the Design Guidelines to the committee.

Councilor Carter reported that the Parks, Recreation and Arts Committee met on Tuesday, January 10, 2006. The next meeting will be on Tuesday, February 14, 2006 at 3:00 p.m. The committee requested the Urban Forrester to report on the tree stock in the community at the next meeting.

Councilor Kirby reported that the Utilities, Transportation and Public Safety Committee had not met. The next meeting will be held on Monday, February 6, 2006 at 5:00 p.m. Councilor Kirby discussed the Governor's Major Moves Program, which includes additional MVH Funding that will give the City of Carmel \$234,074.

OLD BUSINESS

Council President Sharp announced the **Second Reading of Ordinance D-1789-05**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 2, Article 3, Division II, Section 2-56 of the Carmel City Code (City Employee Deferred Compensation Match). Councilor Glaser reported to the Council that this ordinance was sent to the full Council from the Finance Committee with a favorable recommendation. Councilor Rattermann made a motion to approve Ordinance D-1789-05. Councilor Mayo seconded. There was no Council discussion. Council President Sharp called for the question. **Ordinance D-1789-05** was adopted 7-0.

Council President Sharp announced the **Second Reading of Ordinance D-1792-06**; An Ordinance of the Common Council of the City of Carmel, Indiana, Authorizing the City to Issue Its Taxable Economic Development Revenue Bonds, Series 2006 (Parkwood West Project), and Approving Other Actions in Respect Thereto (\$6,000,000). Councilor Glaser recused himself due to a conflict on this project. Councilor Rattermann informed the Council that amendments were discussed and the Finance committee referred this ordinance to the full Council with a 3-0 favorable recommendation. There was brief Council discussion. Councilor Carter informed Council that Tom Pittman of Baker & Daniels, Loren Mathes of Umbaugh and Blair Carmosino, Duke Realty, were in attendance to answer any questions. Councilor Rattermann referred to Blair Carmosino, Duke Construction, 600 East 96th Street, Suite 100, Indianapolis, Indiana 46240, to identify the engineer who will be responsible for the road improvements for this project. Mr. Carmosino stated that Duke is working with the City engineers. Councilor Kirby made a motion to amend Ordinance D-1792-06 to Ordinance D-1792-06, As Amended, VERSION A.

Councilor Griffiths seconded. Council President Sharp called for the question. The motion was approved 6-0 (Councilor Glaser was recused). There was no Council discussion. Councilor Kirby made a motion to approve Ordinance D-1792-06, As Amended, VERSION A. Councilor Griffiths seconded. Council President Sharp called for the question. **Ordinance D-1792-06, As Amended, VERSION A**, was adopted 6-0 (Councilor Glaser was recused).

Council President Sharp announced the **Second Reading of Ordinance Z-485-05**; An Ordinance of the Common Council of the City of Carmel, Amending the Parking Requirements in the Carmel Zoning Ordinance (Chapter 27: Additional Parking & Loading Regulations).

Councilor Glaser returned to the Council chambers.

There was brief Council discussion. Councilor Kirby made a motion to amend Ordinance Z-485-05 to Ordinance Z-485-05, As Amended, VERSION A 01/17/06. Councilor Griffiths seconded. Council President Sharp called for the question. The motion was approved 7-0. Councilor Glaser presented the amended version to Council. There was brief Council discussion. Council President Sharp passed the gavel to Councilor Glaser to address the Council. There was additional Council discussion. Council President Sharp referred Ordinance Z-485-05, As Amended, VERSION A 01/17/06, to return to the Plan Commission. Councilor Kirby made a motion to accept Ordinance Z-485-05, As Amended, VERSION A 01/17/06. Councilor Mayo seconded. Council President Sharp called for the question. The motion was approved 7-0.

PUBLIC HEARINGS

There were none.

NEW BUSINESS

Council President Sharp announced the **First Reading of Ordinance D-1793-06**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 6, Article 5, Division VIII, Section 6-161 of the Carmel City Code (Section 6-161, Correction of a scrivener's error). Councilor Rattermann made a motion to introduce this item into business. Councilor Glaser seconded. Councilor Glaser presented this item to Council. There was brief Council discussion. Councilor Mayo made a motion to suspend the rules and not send this item to committee and vote this evening. Councilor Griffiths seconded. There was no Council discussion. Council President Sharp called for the question. The motion was approved 7-0. Councilor Rattermann made a motion to approve Ordinance D-1793-06. Councilor Glaser seconded. There was no Council discussion. Council President Sharp called for the question. **Ordinance D-1793-06** was adopted 7-0.

Council President Sharp announced the **First Reading of Ordinance D-1794-06**; An Ordinance of the Common Council of the City of Carmel, Indiana, Regarding City of Carmel Stormwater Management. Councilor Mayo made a motion to introduce this item into business. Councilor Griffiths seconded. Councilor Glaser referred to Mike McBride, City Engineer, for a presentation to the Council. Also in attendance was Gary Duncan, Assistant City Engineer. There was no Council discussion. Council President Sharp referred Ordinance D-1794-06 to the Utilities, Transportation and Public Safety committee for further review and consideration.

Council President Sharp announced **Resolution CC-01-23-06-01 (Formerly CC-01-09-06-02)**; A Resolution of the Common Council of the City of Carmel, Indiana, Approving an Amendment to the Carmel/Clay Comprehensive Plan Regarding Civic Design Policies. This resolution was withdrawn by Councilor Rattermann.

Council President Sharp announced **Resolution CC-01-23-06-02**; A Resolution of the Common Council of the City of Carmel, Indiana, Amending the Contract with the Carmel Professional Firefighters Association (Local #4444). Councilor Carter made a motion to introduce this item into business. Councilor Mayo seconded. Councilor Mayo presented this item to Council. Councilor Mayo made a motion to suspend the rules and not vote on this resolution and to send it to committee. Councilor Griffiths seconded. Council President Sharp called for the question. The motion was approved 7-0. Council President Sharp referred Resolution CC-01-23-06-02 to the Utilities, Transportation and Public Safety committee for further review and consideration.

OTHER BUSINESS

Second Reading of Ordinance D-1782-05; An Ordinance of the Common Council of the City of Carmel, Indiana to Vacate a Segment of Right-Of-Way for River Road; Sponsor: Councilor Glaser. TABLED 12/19/05. Councilor Glaser would like for this ordinance to remain tabled.

First Reading of Ordinance D-1790-06; An Ordinance of the Common Council of the City of Carmel, Indiana, Establishing Speed Limits and Stop Intersections, and Designating Through Highways, Relative to the Monon Greenway; Sponsor: Councilor Carter. UTILITIES AND TRANSPORTATION COMMITTEE.

First Reading of Ordinance D-1791-06; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 6, Article 4, Section 6-54 of the Carmel City Code (Posting and Placement of Signs in Public Right-Of-Way Prohibited); Sponsor(s): Councilor(s) Carter and Mayo. UTILITIES AND TRANSPORTATION COMMITTEE.

ANNOUNCEMENTS

Council President Sharp reminded the Department of Community Services to review the parking requirements as they relate to commercial uses. The Council also recommended that the Department of Community Services return the Urban Design Initiative to the Plan Commission and incorporate the initiative into the Comprehensive Plan.

EXECUTION OF DOCUMENTS

Mayor Brainard adjourned the meeting following execution of documents at 6:27 p.m.

ADJOURNMENT

Respectfully submitted,

Clerk-Treasurer Diana L. Cordray, IAMC

Approved,

Mayor James Brainard

ATTEST:

Clerk-Treasurer Diana L. Cordray, IAMC